

UNITED STATES DISTRICT COURT

Western

District of

MassachusettsFILED
OFFICE
12:01

Van A. Lupo

v.

SUMMONS IN A CIVIL ACTION

Bank America Corporation

CASE NUMBER:

04-40202 FDS

TO: (Name and address of Defendant)

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jill C. Shedd
 Law office of Jill Shedd & Associates
 929 Massachusetts Avenue
 Level 01
 Cambridge, MA. 02139

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

Kathleen Hassett

(By) DEPUTY CLERK

DATE

October 7, 2004MECKLENBURG CO
SHERIFF'S OFFICE

AN 07

P A 10

AMT \$50.00 x 1 225

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

AFFIDAVIT OF PERSONAL SERVICE

PERSONALLY APPEARED before me, the undersigned authority, D. Windham Deputy Sheriff of Mecklenburg County, so being duly sworn, deposes and says that in the County of Mecklenburg, State of North Carolina, serving the defendants by the laws governing service of Civil Process within the State of North Carolina, he delivered to the within named defendant(s) at the following time(s) and place(s) to wit:

CASE # 04-40202 FDS

NAME: BANK OF AMERICA was served:

by delivering to the defendant named above a copy of the summons and complaint or _____.

by leaving a copy of the summons and complaint and/or _____ at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein. BANK manager ms. Sarah A. S. rods
(name of person copies were left with)

defendant was not served for the following reason(s): _____

DATE: Month/Day/Year: 6-9-05 1010 Am
LOCATION: 100 N. Tryon St ^{center city} BANK of America

A true copy of summons and complaint or Civil Summons, and further, he knows that the person(s) so served to be the one(s) mentioned and the deponent is not a party to the action.

Sheriff of Mecklenburg County, North Carolina

By: D. Windham 10560
Deputy Sheriff

Sworn to and subscribed before me,

this 15 day of June 2005

Opie M. Stiles
Notary Public Mecklenburg County NC

My Commission expires: 8/8/06